

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

<b>(1) DEPARTMENT</b> Public Works	<b>(2) MEETING DATE</b> 1/24/2012	<b>(3) CONTACT/PHONE</b> Tiburcio Perez, Resident Engineer (805) 781-5138	
<b>(4) SUBJECT</b> Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of improvements on Mission Street, from 11th Street to 12th Street, in San Miguel, CA, Contract No. 300388; and authorize a budget adjustment, by a 4/5th's vote, in the amount of \$25,510 to increase the appropriation and associated funding.			
<b>(5) RECOMMENDED ACTION</b> It is our recommendation that your Honorable Board: <ol style="list-style-type: none"> <li>1. Adopt the attached resolution which authorizes the execution and acceptance of a Notice of Completion for Contract No. 300388; and</li> <li>2. Authorize, by a 4/5<sup>th</sup>'s vote, a budget adjustment in the amount \$25,510 to increase the appropriation and the associated funding.</li> </ol>			
<b>(6) FUNDING SOURCE(S)</b> CDBG and Road Fund	<b>(7) CURRENT YEAR FINANCIAL IMPACT</b> TOTAL: \$406,259.00	<b>(8) ANNUAL FINANCIAL IMPACT</b> N/A	<b>(9) BUDGETED?</b> Yes
<b>(10) AGENDA PLACEMENT</b> <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business (Time Est. _____)			
<b>(11) EXECUTED DOCUMENTS</b> <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A		<b>(12) BUDGET ADJUSTMENT REQUIRED?</b> BAR ID Number: 1112069 <input checked="" type="checkbox"/> 4/5th's Vote Required <input type="checkbox"/> N/A	
<b>(13) OUTLINE AGREEMENT REQUISITION NUMBER (OAR)</b> N/A		<b>(14) W-9</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	
<b>(15) LOCATION MAP</b>  Attached	<b>(16) BUSINESS IMPACT STATEMENT?</b>  No	<b>(17) AGENDA ITEM HISTORY</b>  <input type="checkbox"/> N/A    Date: 3/11/11, A-2; 4/19/11, A-18	
<b>(18) ADMINISTRATIVE OFFICE REVIEW</b>  <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Nikki J. Schmidt</div>			
<b>(19) SUPERVISOR DISTRICT(S)</b> District 1 -			

Reference:      12JAN24-C-9

## County of San Luis Obispo



TO: Board of Supervisors

FROM: Public Works  
Tiburcio Perez, Resident Engineer

VIA: Michael Britton, Project Manager  
Dave Flynn, Deputy Director of Public Works

DATE: 1/24/2012

SUBJECT: Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of improvements on Mission Street, from 11th Street to 12th Street, in San Miguel, CA, Contract No. 300388; and authorize a budget adjustment, by a 4/5th's vote, in the amount of \$25,510 to increase the appropriation and associated funding.

### **RECOMMENDATION**

It is our recommendation that your Honorable Board:

1. Adopt the attached resolution which authorizes the execution and acceptance of a Notice of Completion for Contract No. 300388; and
2. Authorize, by a 4/5<sup>th</sup>'s vote, a budget adjustment in the amount \$25,510 to increase the appropriation and the associated funding.

### **DISCUSSION**

The San Miguel Community Design Plan, adopted by your Board on April 8, 2003, contains programs and standards for enhancing the business corridor along Mission Street. The plan calls for installing street improvements, sidewalks, striped diagonal parking, ornamental street lighting, benches, and landscaping.

Beginning in 2003, an overall plan for streetscape improvements was developed from 11<sup>th</sup> Street to 14<sup>th</sup> Street. The first phase was constructed between 12<sup>th</sup> and 13<sup>th</sup> Streets in 2006. The second phase constructed the block between 13<sup>th</sup> and 14<sup>th</sup> Streets in 2008. This project is the last of the three phases.

On April 19, 2011, a contract was awarded by your Board to J. J. Fisher Construction, Inc., in the amount of \$195,748.89, to construct said street improvements. The work, for the subject contract, has now been completed by JJ Fisher.

By taking the recommended action, your board will cause the legal Notice of Completion for this construction contract to be recorded, and start the period of time during which liens can be filed by subcontractors against the prime contractor, if any.

### **OTHER AGENCY INVOLVEMENT/IMPACT**

The San Luis Obispo County Planning Department recommended the grant funding from Community Development Block Grants and provided environmental documentation for the overall project. The San Miguel Community Services District has agreed to accept responsibility for maintenance of the streetlights, landscaping and irrigation, as well as additional hardscape amenities such as benches and bicycle racks. The San Miguel Advisory Council provided community review and input, and has been kept informed of the progress of this project.

County Counsel has reviewed documents related to the construction contract.

### **FINANCIAL CONSIDERATIONS**

The project is budgeted in the Roads Budget at \$380,749. The project is now complete and final costs are estimated at \$406,259. The total project budget is exceeded by \$25,510. Funding for this project came from Community Development Block Grant (CDBG) and Road Funds.

Now that final costs are known, it is necessary for Your Honorable Board to authorize a budget adjustment, by a 4/5<sup>th</sup>'s vote, to increase the appropriation and the associated CDBG funding for the project in the amount of \$25,510.

While the construction bid was below the original estimate, the Construction Management Costs were more than originally anticipated. The Construction Management cost increased due to extension of contract time regarding material delays for the streetlights, inefficient contractor work schedules, and extra unanticipated inspection for reestablishment of construction grades.

Please see Exhibit "A" for an estimated cost breakdown for the project.

A final report of actual project costs will be filed with the Clerk after any and all claims, disputes and adjustments have been resolved. We do not anticipate the final project cost to differ materially from the current estimated total. Five percent (5%) of total contractor payments are held by the County and released only after meeting the legal holding period after the Notice of Completion is filed.

### **RESULTS**

The contract provided for street improvements, street lighting, and other beautification features on the west side of Mission Street between 11<sup>th</sup> and 12<sup>th</sup> Streets. This, in turn, will result in a safer, more livable community.

c: Dave O'Halloran, Construction Engineer

File: Contract No. 300388

Reference: 12JAN24-C-9

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**ATTACHMENTS**

1. Vicinity Map
2. Exhibit A - Estimated Costs
3. Resolution
4. Notice of Completion